## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| n re Application of:  | )                         |
|---|---------------------------|
| Daniele FACCIO et al.   | ) Group Art Unit: 2874    |
| Application No.: 10/541,071                                       | ) Examiner: KIM, Ellen E. |
| Filed: April 5, 2006  | )                         |
| For: INTEGRATED OPTICAL ADD/DROP DEVICE HAVING SWITCHING FUNCTION | ) Confirmation No.: 6114  |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the document on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

A copy of the listed non-patent literature document is attached.

Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making an appropriate notation on the attached form.

Application Serial No. 10/541,071 Attorney Docket No. 05788.0373-00000

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed document is material or constitutes "prior art." If the Examiner applies the listed document as prior art against any claims in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the listed document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Information Disclosure Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: October 11, 2007

Stephen E. Kabakoff Reg. No. 51,276 (404) 653 6477